DAILY OR SUNDAY

SITUATIONS SECURED

by Good Female Help When They Advertise in

THE WORLD 20 Words,

WAS THERE

Police Have Another Clue in the Mysterious Fuller Tragedy.

LOOKING FOR A SPECTATOR

Probable Significance of Her Noon Walk on the Day of Her Death.

AFTER MAGEE'S VISITOR LEFT.

Other Facts Brought Out by a Correct Diagram of Mullen's Offices.

The Fuller-Magee tragedy is taking

The police are looking for a mysteriou present in Lawyer Mullen's office, 114 Nazau street, when the shooting tool

The police are also looking for Mrs. Theresa Magee, or Mount, the divorced wife of Lawyer Magee. The latter left her rooms at 275 Schermerhorn street Brooklyn, on Monday last and has not been seen since.

Attorney Charles W. Brooke and Dr O'Sullivan, counsel for Magee, called upon the prisoner at the Tombs this mornig and held a long conference with

Assistant District-Attorney Hartman was assigned to the Fuller case some days ago by District-Attorney Fellows was interviewed at considerable length by an "Evening World" reporter this mornig. Said he:

Looking for Magee's Divorced Wife. "The police are looking for Mrs. Magee, the divorced wife, and are also en-deavoring to fathom the mysterious aldeavoring to fathom the mysterious alleged presence of a third party in the office when the shooting occurred.

"I admit that the behavior of Lawyer Mullen in not leaving his home on Staten Island and in evidently avoiding all interviews upon the subject, is rather poculiar. I understand that Mr. Mullen is much disturbed over the tragedy, has spent sleepless nights and is feeling badly generally. I made an effort to see him yesterday, but he was not in town. I understand that he is a very nervous, sensitive man, which may account for his reticence and extreme agitation over the occurrence."

In speaking of the statement in "The Evening World" yesterday, in effect that the revolver used was a "safety" and could not have been fired by a woman, Attorney Hartman sald:

"It was a safety revolver, and the published theory was juttle correct. The pressure on such a weapon comes largely from the paim of the hand and not from the finger on the trigger."

Hartman Scouts Suicide.

Attorney Hartman scouts the idea of Miss Fuller having committed suicide, and in this particular said:
"Suicide is the last thing in the world I should think of in this case. There was no motive. From all I can learn the young woman was of irreproachable character. One thing is absolutely certain. Her home life, social and other surroundings were of the purest and best.

Plenty of Theories.

Plenty of Theories.

'I am receiving all sorts of information upon the case, and theories of every conceivable kind are advanced to me from lawyers and laymen. The Positive Department is working every positive theory, and is looking into some lew and rather startling clues. Oil of he results of the work being done by he police will be turned over to me, to be added to the information and evilence which I will secure.

"So much ground must necessarily be mivered in this case that a vast amount if work must be done, in order to bring bout even the slightest results. The law is the security of the property of the property of the security of the secu

lawyer Albert Bach, of 7 Waren treet, who was appointed referee in the Magee divorce sult, was seen by an Scenig World" reporter this morning, sault.

the divorce case was one of defunit. The shot therefore must necessarily as and?

The divorce case was one of defunit. The shot therefore must necessarily as a populated referee by Judge Patron. Of the Supreme Court, on Jan. 1831, and made my report to the supreme Court on Jan. 1831, and made my report to the form where Miss Fuller was standing. 1831, and made my report to the supreme Court on Jan. 1831, and made my report to the supreme Court on Jan. 1831, and made my report to the supreme Court on Jan. 1831, and made my report to the supreme Court on Jan. 1831, and made my report to the supreme Court on Jan. 1831, and made my report to the supreme Court on Jan. 1831, and made my report to the supreme Court of Jan. 1831, and made my report to the supreme Court of Jan. 1831, and made my report to the supreme Court of Jan. 1831, and made my report to the supreme Court of Jan. 1831, and made my report to the court of Jan. 1831, and made my report to the standing that the standing seen Magee and the supreme Court of the Mallet of the man in my life. If examined as withers was no completed in the course of the Supreme only showing that Magree frenched different houses of lif-fame. 1831, and made as overspondent. 1831, and made my report to the supreme control of the court of

rious ray to the Magee-Fuller tragedy this morning.

He says that before Miss Fuller ate her lunch on Saturday she went out for a short walk. This was at a few minutes before 12 o'clock, and about tive minutes after Lawyer Magee and his mysterious female visitor left the office together.

mysterious female visitor left the office together.

The strange woman who called on Lawyer Mages in some way or other bobs up as an indirect adjunct to the killing of the pretty typewriter.

It is not impossible that Miss Fuller knew the identity of the strange woman, who talked in whispers to Mages for ten or fifteen minutes. If there was a love affair existing between Mages and Miss Fuller, it is not surprising that the young woman should "go out for a short walk" immediately after the departure of Mages and the strange woman.

Fuller, it is not surprising that the young woman should "go out for a short walk" immediately after the departure of Magee and the strange woman.

In many ways the description of Magee's visitor is identical with the descriptions given of his divorced wife, who has eo quickly disappeared from the scene.

Max Josephson says he never saw the strange woman before, and Max also says he never knew that Magee had been married, consequently he did not know the divorced wife.

Miss Fuller knew of the lawyer's marriage, for Magee himself had told her, and possibly Miss Fuller knew the divorced wife.

There is undoubtedly a romance back of the tragic affair which will eventually explain all the mysteries in the case.

At noon on Saturday, when Miss Fuller was asked why she did not go home, she replied carelessly that she did not know. There was no pressing reason why she should remain.

It is barely possible she expected the strange woman to return to the office with Magee, and for reasons best known to herself desired to remain in the office during the afternoon and see what she could hear.

Motive for Suicide.

Admitting that Miss Fuller took her own life, there is but one motive which would lead to such an act. She was a young woman of highly nervous temperament.often hysterical, and easily influenced by events and what she read.

For a week prior to her death she had been reading at odd times that well known novel of George Ellot, "The Mill on the Floss." The little paper covered volume is still on her desk in Lawyer Mullen's office, and she evicently read several chapters of the story while she was idle during Saturday afternoon. story while she was rule with the day afternoon,
"The Mill on the Flosa" is a sad story

"The Mill on the Flors" is a sad story on pathetic, heart-aching tale of a young girl's life. There are passages in the book which would tend to depress and dishearten a nervous girl, and leave an impression of sadness upon her mind, which even outward signs of mirth and good nature would not efface. If a motive was lacking for suicide, the reading of George Ellot's novel might to some rervous organizations supply the deficiency. Such cases have been known.

the deficiency. Such cases have been known.

A vas' amount of erroneous information has been given to the public regarding the immediate surroundings of the tragedy. Scarcely two descriptions of the ill-fated office room where the shooting occurred are alike. Figures and facts have been stated erroneously. Now that the surgeons have definitely established ite fact that the builet entered the right side of Miss Fuller's head, the proof is beyond dispute that she stood with her back to the window whiter looks out in Nassau street.

A carefully prepared diagram of the office makes plain many things heretofore obscured by doubt and mystery.



CORRECT DIAGRAM OF LAWYER MULLEN'S

1. The typewriter desk, the wooden partition above being spattered with blood.
2. Magre's desk.
3. Where Magre says he was sitting when the shot was fired. shot was fired.

4. Steampips struck by the bullet after it had passed through Miss Fuller's head.

5. Where the bullet struck the wall after strik-

5. Where the builet struck the wall after striking the steam pipe.
5. Where Mine Fuller stood when the shot was sed, her back being towards Nasaus atreet, the lifet striking her right temple, spattering blood the wall above her desk; the builet then passeg out of the left side, striking the steam pipe and ally the opposite wall.
7. Presumably the spot from which the shot is fired, the revolver being held necessarily with-three feet of where Mine Fuller stood.
8. Drawer in Magee's deak where the revolver as kept. was kept.

9. Radiator where Miss Fuller's body was found.

was kept.

5. Radiator where Miss Fuller's body was found.

As the builet after passing through Miss Fuller's head struck the steam pipe five feet ten inches from the floor, and, glancing off, struck the north wall of the room, it is beyond question that the shot was fired from the south or opposite side of the room.

As the blood spots spattered on the south wall, or wooden partition, directly over Miss Fuller's desk, came from the original contact of the builet with the girl's head, it is also beyond question that she stood in the room in front of the typewriter desk, in range with the steam pipe on the other side.

The shot therefore must necessarily have been fired from the side of the typewriter desk, within two or three feet from where Miss Fuller was standing. The room is so marrow that the shot could not have come from any other direction or locality. The builet striking the steampipe and the north wall prove this fact beyond all doubt.

The two pools of blood on the carpet are just back of where she was standing. In failing the young woman would have sunk backward, with her shoulder against the steam radiator under the window.

Course of the Bullet.

sau street side. The revolver was therefore to the left of Miss Fuller when she stood with her back to the window, and back of her when she sat at her desk. Whoever removed the revolver from the drawer necessarily had to convey it four or five feet across the roam to the side of the typewriter, from which spot the builet was undoubtedly fired.

The moment before the shooting Miss Fuller was putting on her gloves, preparatory to going home. If she was looking out into Nassau street, the one who shot her could easily have taken the revolver from the drawer of the desk, and stepped across the narrow room to the side of the typewriter's desk before Miss Fuller could have turned squarely around with her back to the window.

This is the only plausible, reasonable situation which accords with all the facts heretofore stated. There was no struggle-no cry from the lips of the young woman. There was no time for that. The shot was fired the linstant she turned around.

Thus it is within reason to claim that there is no longer any doubt as to the direction from which the fatal shot was fired.

But who pulled the trigger?

at This Morning's Session.

"Louise Wilson" Story.

She, Like Sister Agnes, Failed to

Recognize the Plaintiff.

But who pulled the trigger?

Motive for Suicide.

TOLEDO, O., March 22.—The largest patent suit ever filed in Toledo will be inaugurated in the United States Court ere within a few days by ex-Congressman Frank Hurd. The action is to be rought by the American Electric Comput into use in every telephone exchange in the United States. The inventor claims he has not received a cent from the Bell Company for the use of his invention. Damages for not less than \$5,000,000 will be asked.

> PAVILION HOTEL BURNED. slip's Once Popular Summer Resort

phone Invention.

(By Associated Press.)

Destroyed. BABYLON, L. I., March 22 .- The wellknown Pavilion Hotel, at Islip, was been put out the rules were searched, burned this morning.

The damage was \$15,000,

LOCKED IN TO BURN. DEEP IN MYSTERY.

most Miraculously Foiled.

Locked the Front Door.

Prevented a Holocaust.

this morning.

Reading of Depositions Resumed Between the rear building and the one quarters yet."
frontling on the street, there is a tenfoot court yard, from which a narrow tim still remains at the Morgue. Mr. alleyway leads to the street. This is the Martin is very angry at the refusal of only means of exit to the street for the Dr. O'Hare, of the Coroner's office, to tenants of the rear building. Sister Augustine Disputes the

Twice within the past four months the body. Dr. O'Hare and the parents fires have started in some mysterious do not agree that the trunk is that of way in the rear house which was on Susie Martin.

The doctor declares the trunk showed Just after 1 o'clock Mrs. Elizabeth Mc.

Gushon, a widow, who lives in the first floor of the house with her fifteen-year old daughter and two younger ones, discovered smoke in her rooms. Going out into the hall she found that the lower

that it would secure justice.

The entiries on the convent books under the name of Miss Burgoyne corresponded with the dates which Miss Poliard and Dr. Street had given of her admittance to the asylum, the birth of the child and her departure. The name of the child and her departure. The name of the child and her departure. The name of the child on the record was M. Gertrude Burgoyne. According to the recollection of the sister. Miss Burgoyne had visited the convent twice after the child was born.

WILL SUE FOR MILLIONS.

WILL SUE FOR MILLIONS.

Toledo Man Wants Pay for a Televistate.

The initian a lot of rubbish under the stairs.

Everything was soaked with the oil. There was every appearance of the stuffs having been put there and lighted.

It is thought, too, that after the fire had been started the door-knob was broken off to prevent the escape of the tenants. The loss of life, the firemen say, would have been appalling had not the fines been discovered in time.

The janitor of the place says he believes he has a clue to the incendiary, but withholds his information for the Fire Marshal, who will make a thorough investigation later in the day.

The building is owned by the Trinity estate.

BURNED TO DEATH.

Coachman Farrell's Smoke May

Have Cost His Life. Cornelius Vreeland, while passing the corner of Westside and Virginia avenues. Jersey City, early this morning. pany, incorporated yesterday, against the Central Union and Bell Telephone Companies. The invention involved is known as the multiple switch-board, and was patented by Martin J. Carney when an employee of the Central Union Telephone Company here in 1889.

It was placed on trial in the Company's Toledo office and has since been put into use in every telephone exchange. crying for help coming from the barn om and also the neighing of the horses. who were trying to free themselves. Vreeland and King tried to break down the heavy barn doors, but were unable to do so. When the fire department arrived the flames had got be youd the control of the firemen, and the barn soon burned to the ground Three horses, valued at 61,000, burned to death. After the fire had and the charred remains of a man were found, burned almost beyond recogni-tion.

The body was that of Michael Farrell, twenty-five years old, Mr. Alug's coach-man. It is supposed that Farrell and been smoking in his room over the stable, and that when he want to been the and that when he went to sleep th sparks from his pipe set fire to the build

FOUR BADLY BURNED.

Gasoline Explosion Occurs While Women Are Cleaning a Carpet. (By Associated Press.)

BELVIDERE, Ill., March 22,-As the result of a gasoline explosion here Mrs. J. Westfall, Mrs. Barney Menley, Miss Grace Barker and a six-months-old son of Mrs. Menley were frightfully burned. Mrs. Westfail's injuries are thought to Mrs. Westfail's injuries at be fatal.

The women were cleaning a carpet with gasoline, and a coal slove in the room ignited the gas. The house caught fire, but was saved.

Passengers on the Madiana.

Among the passengers who arrived on the Madiana from West indian ports to-day are Lieut. Hartow U.S. S. Invalled home from the Contest States resisting a hip Portsmouth; and Dr.

Incendiary's Diabolical Plot Al- No Light on the Butchery of Susie Martin.

Fired an East-Side Tenement, Then Following Up the Theory that a Chinaman Killed Her.

Prompt Discovery of the Flames Traces of Ammonia Found on the

The detectives are as far from solvand police, is of undoubted inceediary ing the mystery regarding the butch-origin, endangered the lives of sixtythree people in a big, rear double-tenemark made by a Central Office man ment, at 302 East Eleventh street, early this morning serves to illustrate their his morning.

The building is six stories high. It is "We have been detailed on the case,"

hemmed in with tall tenement-houses on said he, "since early yesterday, and three sides. On the fourth side, the rear, our orders at the start were not to reit backs up within six feet of the Bap-port to the office until we had some news. We haven't reported at Head-

issue a certificate enabling him to bury

of a child not more than nine years old. The Martins say Susie was eleven years

dig Associated Press.)

WASHINGTON, March 22.—The reading of depositions was taken up again this morning, when the couri met, the Pollard case, to the regret of many spectators who had assembled with the expectation that Representative Brecktinridgs would tell his story, Madeline Pollard was seated beside her lawyer, Judge Wilson, talking to him with a simile playing across her face, and once as set talked she glanced over her conditions that the couries as set talked she glanced over her conditions as the property of the states of the time of the time of the states of the time of the time of the states of the time of time of the time of time of time of the time of the time of the time of ti The father and Undertaker Farmer of Ockler & Farmer, of West Forty-

weight is added to the clue that the boiling of the body was done in a laundry by the finding of what Dr. Edson says are particles of ammonia on the clothing of the child and the strong odor of ammonia which emanates from the body. As an offset, it is stated, that there would be a natural exudation of ammoniacal properties from the body in the boiling of the same.

Ammonia is used largely by laundrymen in boiling clothes for a quick cleansing of the garments. These facts are treasured highly by the detectives in following up the Chinese laundry clue. of ammonia which emanates from the body. As an offset, it is stated, that there would be a natural exudation of ammoniacal properties from the body in the boiling of the same.

Ammonia is used largely by laundrymen in boiling clothes for a quick cleansing of the garments. These facts are treasured highly by the detectives in following up the Chinese laundry clue, enlarged on by "The Evening World" yesterday.

ASSAULTED WITH A BRICK.

Mrs. Ziegler Makes a Complaint Against Sarah Froncy.

Sarah Froncy, of 48 South Tides street, was held in the Lee Avenue Court, Williamsburg, to-day on a charge of assault preferred by Mrs. Fannie house and notified him. When King Zieg'er, who lives in the same house, and Vreeland reached the spot the entire structure was in flames. They miss for several months, and on Tuesday, it is alleged, Mrs. Froney met Mrs. Ziegler and called her names. Mrs. Ziegier and camed her names.
"Sticks and stones will break my
bones, but names will never hurt me,"
retorted Mrs. Ziegler.
"In that case I'll try a brick," said
"In that case I'll try a brick," said
the side with one that she had picked

FOUR LADS ARRESTED.

they Are Accused of Stealing Blankets and Harness.

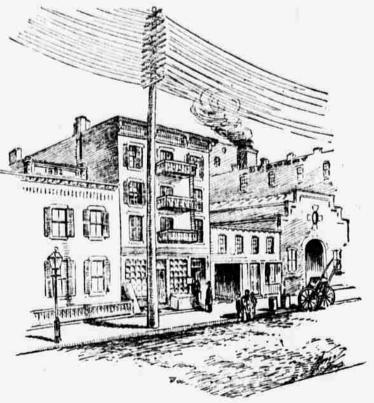
Four lads named George Krause, Matin Krause, William Reidel and Charles tichardson were held in the Ewen Street court, Williamsburg, to-day, on a charge of burglary. The youngsters were drivers of milk The youngsters were drivers of milk wagons. It is claimed that they broke nto stables and stole blankets, harness, etc.

ensured Cemetery Authorities NEWARK, N. J., March 22 -- Phil Kearny Peat J. A. R., of this city, held a meeting last night and considered the matter of the burial of lat and considered the matter of the burial of ill Comrade James Flannagan on March 17 in Cemetery of the Holy Sepuichts, when, it is leged, a diagraceful scene normered. The bo-while below lowered into the care, slipped for the ropes, and the doffin was broken and the li-throwsh out. The Fost passed remolations coin-ing the competery suthortiles for employing inco-petent grave-diagree, and concentrating the ulaker. Bernard Welsh, of Harrison, who is charge of Flannagan's funeral.

Brooklyn Brevities

Thiovas entered an unocrupted house Villoughby street this morning and car-lumbing fixtures valued at \$100. The it 35 Him place was also robled of \$00 cand pipe and other fixtures. Fire early this morning in a house of ath avenue caused a damage of \$100.

While running after a car near the entrance on the bridge carly this muratus Charles Pable of al Mecher aware, fell and brode his left left left was removed to the City Hospital.



HOUSE IN WHICH THE BODY WAS FOUND.

DIVVER HOME AGAIN. DID A BERG SINK HER?

Bottom of the Sea.

with an Ice Floe.

Has Not Been Heard From Sin

Salling on Feb. 11.

Has the missing Wilson line steamship

Apollo been sunk after collision with an

The Apollo sailed from this port

uil speed where, it is now apparent, the ce floes at that time were, and in case of collision, it is argued, that the Apollonight have been sent to the bottom.

Among others to advance this theory is Capt. O'Hagan, of the steamer British king, which arrived this morning time. Margalles On account of the

from Marseilles. On account of the dangerous fields of lice affoat, he took an extreme southern course, passing close to the Azores, and he believes that he or some other captain would have slighted the Apollo before this had she not come to grief.

LITTLE TRADING DONE.

Stocks Quiet Owing to To-Morrow

Being a Holiday.

this morning was quiet, and the changes

except in rare instances, were confined

DENVER CITIZENS AROUSED.

They Decide to Checkmate Waite

with a Committee of Safety.

(By Associated Press.) DENVER, Col., March 22.—In conse-

quence of the reports that large bodies of men are arming to aid the Governor

or men are arming to an the Governor in seating Mullins and Barnes in the Fire and Police Hoards, if the Supreme Court does not answer his inquiry as to who are the lawful members, prominent citizens met last night and completed the organization of a Committee of

Safety.

They adopted resolutions in which they declared: It shall be the duty of the Committee by such means as may be determined upon, to aid in the preservation of order, in preventing unseemly conflict and bloodshed in enforcing the decree of the Supreme Court in matters submitted."

Round About Town.

William Kelly, of 169 West Porty-sixth street, as held for trial in Yorkville Court to-day for

selling policy slips.

Four members of the nonorious "Dry Dock Gang" were held for examination in the Essex Market Pottee Court to-day on a charge of disorderly conduct. They were John and Edward Gallagher. John McCall and John Keller. The men were fighting drunk last night and assaulted a saloon-keeper in Avenue C. because he refused to supply them with free drinks. They size assaulted pedestrians who refused to give them muney.

Speculation at the Stock Exchange

The Police Justice Refuses to See Sailors Fear the Apollo Is at the Reporters.

It Is Said He Is Preparing a Writ- She May Have Come in Collision ten Statement.

derman Brown.

Police Justice Patrick Divver arrieve home from his trip to California shortly after midnight last night. He refused to iceberg? There were to be some reaso see reporters this morning. His wife for thinking so, according to the captains answered all questions. She made this of incoming steamers. statement: "Mr. Divver is tired and worn out Feb. 11 for Antwerp. Since then she has from travelling. He went to bed as soon not been heard from. During that time

as he came home. He went out about 10 the incoming steamers have reported o'clock this morning, and I don't know passing immense fields of ice in the path Justice Divver has been attvised by his Heutenants not to talk to reporters. All danger to navigation.

There is no other terror quite so great

he will say is that he is preparing a statement over his own signature in restatement over his of sailors as an iceberg. In a fog or at night, there is nothing Jail.

There is no ther terror quite so great in the chapting of single his indicate the presence of danger, and when the Apollo was in midocean was before warnings of danger and become warning of danger and become warning of danger and when the Apollo was in midocean was before warnings of danger and become warning of d his nenchmen when they were in trou-ble. He is not the kind of leader they wish to follow. Divver may find it ad-visable to resign. If he does not he may be compelled to do so. It is said that Tammany will serve him as he served his tools—leave him in the lurch.

ARKANSAS FELONS ESCAPE.

Two Shot and One Killed by Prison Gnards. (By Associated Press.)

LITTLE ROCK, Ark., March 22. Eight convicts in citizens' clothes yes- to the features. Operators were not disterday morning escaped from the guards posed to trade cwing to the fact that at the penitentiary. Four were recap- the Board will be closed to-morrow, at the penitentiary. Four were recaptured and the others are still at large, At noon, while a gang of ferty convicts was being conveyed to the penitentiary eleven of them stoke away from the guards. One volley from the guards Winchesters stopped all but two of the gang. At the second fire Jim Kelly was killed and Dan Smith wounded, but escapel. The two convicts named were At the second fire Jim Kelly was Littled and Dan Smith wounded, but escaped. The two convicts named were white men.

KILLED TWO AND FLED.

Mob of Farmers in Pursuit of au Indiana Murderer.

(liv. Associated Press.) HAMMOND, Ind., March 22.-Jame Conroy and William Cleary, watermen at the Tolleston Shooting Club ground, became involved in a quarrel with visitance committee was organized, and ten minu by organized, and ten to the seventy-live farmers, organs, rifles, clubs and a scouring the woods. T

THREE SHOT IN THE STREET. Inbama Sheriff and Two Suspected Men Engage in a Duct.

(By Associated Press.) BIRMINGHAM, Ala., March 22.—A bloody street duel occurred at Eutaw. Guin County, yesterday. Several safes in Eutaw have been cracked recently and stores robbed. Two strangers giving the names of Russell and Reid were sus-pected. Warrants were sworn out for heir arrest, but when Sne Henegan attempted to arrest fred on him. He returned and receive

Lock to your interest. You can buy salvation it, the great jain care, for 25c.

2 O'CLOCK.

JAMIESON IS GUILTY.

His Jury Recommends that Extreme Mercy Be Shown to Him.

WILL BE SENTENCED MONDAY.

Justice Newton to Be Tried on the Mild Charge of Omission of Duty.

HIS CASE PROMPTLY CALLED.

Penalty for Jamieson Would Be Ten Years at Hard Labor in State Prison.

The jury in the case of Constable Jamieson, of Gravesend, on trial in Brooklyn for perjury in connection with the Gravesend election frauds, brought n a verdict of guilty at 11.15 this morning. Extreme mercy is recommended.

The jury was polled at he request of Lawyer Paterson, for Jamieson, and each juror stated his finding to be

"guilty."

It appears that the jury stood 11 to 1 for conviction. The obstinate juror is believed to have been Thompson, and it is thought he voted guilty only on conreme mercy.

Jamieson will be sentenced Monday. There was a tremendous growd court when the verdict was rendered. Jamieson was not in court when the gone out with Sheriff Buttling. of ocean liners, and seamen on shore Court had to wait five minutes for him have discussed with alarm the consequent to be produced.

H took the verdict very coolly. He was taken to Raymond Street Jail.

The limit of punishment for perjury is

ten years.

The jury came into court at 9.65 this morning and told Justice Brown that they could not agree upon a verdict.

Foreman James O. Cleveland, in answer to the question of the Court as to them to come to an agreement, replied:
"It might help some of the jury if
Your Honor would instruct us whether we can throw aside the direct evidence and judge the case by the surrounding

circumstances." Justice Brown, seeing there was still a possibility that a verdict might be reached, gave avery careful and guarded

inswer to this inquiry. "It is the duty of the prosecution," he said, "to prove the guilt of the prisoner beyond areasonable doubt. Now, this all resolves itself into the question as to whether you shall believe the testimony

of Jamleson or Newton. "Was there any oath administered when the latter signed the complaints against the men who were arrested at Gravesend? Jamieson says there was not. Newton says there was."

"You might toke the view that those two contradicting statements of set seeh "You might toke the view that those two contradicting statements offset each other, and that the prosecution had not proved its case. It is here that you must take into consideration the surrounding circumstances to help you in comings to some conclusion.

"It is said that Newton turned State's evidence, which might show his interest. It is for him to say what weight shall be given to that allegation, which might weaken his testimony on this trial.

'On the other hand, the affidavits to which Jamieson swore in the contempt praceedings contradict his testimony in this case and corroborate Newton's. These affidavits are most important in this case, for they corroborate each other and show the same state of facts corresponding with the testimony given by Newton.

"Jamieson testifies that he heard these to 4:3-4. Chimgo Gas and St. Paul sold ex-dividend. The last named was rather weak at the opening, declining to 62:1-2, but later a rally to 62:7-8 took place. London bought a little of the stock, as well as some Reading.

and show the same state of facts corresponding with the testimony given by Newton.

"Jamieson testifies that he heard these affidavits real in court, that he knew what they meant, yet he never contradicted them until he came to the witners-stand in this trial.

"It is also true, he lays now, he did not know what the affidavits contained when he signed them, and it is for you to say how much credence shall be given to this statement. If he did not know what hen, of course the affidavits cannot be regarded as of any importance.

One of the jurors wanted to know whether or not Jamieson was bound to correct a misstatement in his affidavit when he heard it read in court and knew it was intrue.

Justice Brown said the defendant had a perfect right to interrupt the proceedings and protest in such a case, but was not bound to do so. He refused to charge that the defendant had no right to interrupt the proceedings, as Mr. Patterson requested, and repeated that the jury might take into consideration all the surrounding circumstances of the case.

The foreman asked whether any more

the surrounding circumstances of the case.

The foreman asked whether any more weight could be given to the documentary evidence in the case than to the testimony of witness. Justice Brown replied that it only had equal weight under any circumstances, and that the jury alone was the judge of what weight should be given to evidence.

They could throw out the testimony of any witness or any other evidence they chose. After receiving these lastructions, the jury again retired.

The jury came in again at 10.50 and asked that the testimony of Stenographer Howen should be read, He was the man who took the affidavit of Jamieson